

tnw
635
Dkt.55669-Z/JPW/PJP/BJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Cy A. Stein

Serial No.: 09/832,648

Examiner: J. Epps-Ford

Filed : April 11, 2001

Group Art Unit: 1635

For : OLIGONUCLEOTIDE INHIBITORS OF bcl-xL

1185 Avenue of the Americas
New York, New York 10036
June 23, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

COMMUNICATION IN RESPONSE TO JUNE 9, 2005 OFFICE COMMUNICATION

This Communication is submitted in response to a June 9, 2005 Office Communication issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the June 9, 2005 Communication is due July 9, 2005. Accordingly, this response is being timely filed.

In the June 9, 2005 Communication the Examiner stated that page 15 of the reply filed on July 19, 2004 (actually filed June 16, 2004) is apparently missing.

Applicants note that as of June 15, 2005 the Public PAIR system Image File Wrapper page shows page 15 of the response filed June 16, 2004 is present in the wrapper as an "Information Disclosure Statement". Applicants informed Examiner Epps-Ford of this fact during a June 15, 2005 telephone conference. The Examiner agreed that page 15 was submitted and scanned with the reply filed June 16, 2004, but requested that applicants still respond to the June

Applicant : Cy A. Stein et al.
Serial No.: 10/160,344
Filed : May 31, 2002
Page 2

9, 2005 Communication.

Accordingly, merely in order to expedite prosecution, and without conceding that page 15 was missing from the reply filed June 16, 2004, applicants attach hereto as **Exhibit 1** a courtesy copy of page 15 of the reply.


If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone them at the number provided below.

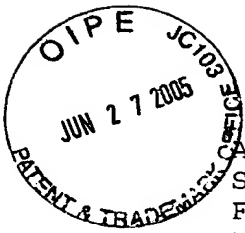
No fee is deemed necessary in connection with the filing of this Communication. However, if any such fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Peter J. Phillips
Registration No. 29,691
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
 6/23/05
Peter J. Phillips Date
Registration No. 29,691



Applicant: Cy A. Stein
Serial No.: 09/832,648
Filed: April 11, 2001
Page 15

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with his duty of disclosure under 37 C.F.R. §1.56, applicant direct the Examiner's attention to the following references which are listed on the attached Form PTO-1449 (**Exhibit A**) and attached hereto as **Exhibits 1-2**:

- 1) U.S. Application Serial No. 09/832,633, Stein et al., filed April 4, 2001; (Exhibit 1) and
- 2) U.S. Application Serial No. 09/753,169, Stein et al., filed January 2, 2001. (Exhibit 2)

Applicants note that the Examiner has previously been informed of the material in copending 09/832,633, Exhibit 1, by a Preliminary Amendment filed April 11, 2001 in connection with the above-identified application, though at that time the Serial No. was not available.

This Supplemental Information Disclosure Statement supplements the Information Disclosure Statement filed by applicant on January 7, 2002 in connection with the above-identified application.

This Supplemental Information Disclosure Statement is submitted under 37 C.F.R. §1.97(c). Accordingly, applicant encloses herewith a check including the amount of ONE HUNDRED AND EIGHTY DOLLARS (\$180.00) as set forth in 37 C.F.R. §1.17(p).

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorneys invite the Examiner to telephone them at the number

The PTO did not receive the following
listed item(s) Exhibit A & 1-2 are
not found.